

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Louis Johan Wagenaar)	
)	
Application No: 10/615,592)	Art Unit: 1615
)	
Filed: July 8, 2003)	Confirmation No.: 8286
)	
For: PROCEDURE AND COMPOSITION)	Examiner: Azpuru, Carlos
OF TREATMENT AND/OR CARE)	
OF THE EYE)	

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicant hereby brings to the Examiner's attention the references listed on the accompanying form PTO-1449. Copies of all listed references are attached.

Reference D0 is a copy of an opposition filed by Novartis AG against European patent EP1347787B1 (Reference D00), which corresponds to the above-referenced U.S. patent application but includes different claims from those pending in the above-referenced U.S. patent application.

References D0 and D00 do not constitute prior art. Reference D0 is submitted to provide an English explanation of the relevance, if any, of German language references D1, D2, D3, D4, D7, and D8, and reference D00 is submitted to provide the claims against which the English explanation is directed.

References D4, D7, and D8 are directly addressed in Reference D0 at pages 12-13 (D4) and 17-20 (D7 and D8). Reference D4 is a datasheet for a product named SICCAPROTECT Augentropfen. German language references D1-D3, which were filed as part of another opposition against EP1347787, also concern SICCAPROTECT products, so a discussion of their relevance, if any, is also provided by D0.

English translations are attached to each of the German language references.

Either the entire reference is translated, or portions which were relied upon in the opposition proceedings, and hence caused the references to be listed here, are translated.

Please charge any required fees to Deposit Account No. 06-1448, ref. BAY-001.01.

Respectfully submitted,

Date: January 23, 2007
Customer No: 25181
Patent Group
Foley Hoag LLP
155 Seaport Blvd.
Boston, MA 02210-2600

/SCOTT E. KAMHOLZ/
Scott E. Kamholz, Reg. No. 48,543
Attorney for Applicant
Tel. No. (617) 832-1746
Fax. No. (617) 832-7000

Form PTO-1449		Docket Number (Optional) BAY-001.01		Application Number 10/615,592			
INFORMATION DISCLOSURE CITATION IN AN APPLICATION <i>(Use several sheets if necessary)</i>		Applicant Louis Johan Wagenaar					
		Filing Date July 8, 2003		Group Art Unit 1615			
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation YES NO	
	D00 EP1347787B1	Apr. 13, 2005	EPO				
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages Etc.)</i>							
	D0	Opposition against EP1347787 filed by Novartis AG, filed 13 January 2006 (submitted to provide English-language explanation of relevance, if any, of the following German-language references).					
	D1	Fachinformation ("Technical Information") SICCAPROTECT*, Ursapharm Arzneimittel GmbH, January 1990. Full English translation attached.					
	D2	"producta ophthalmica sterilisata," Ursapharm, January 1988. Partial translation English of page 4 attached.					
	D3	"SICCAPROTECT*," Ursapharm Arzneimittel GmbH & Co. KG, September 2000. Full English translation attached.					
	D4	Fachinformation zur Substanzgruppe Kuenstliche Traenen ("Technical information on Artifical Tear Substances"), including Datasheet for Siccprotect® Augentropfen ("Eye drops"), allegedly available commercially since 1984. English translation of Siccprotect datasheet attached.					
	D7	Ophthalmike, 4 th edition, pp. 185-186 (1990). English translation of "Dexpantheol" entry spanning pp. 185-186 attached.					
	D8	Ophthalmike, 4 th edition, pp. 509-518 (1990). English translation of Section 3.10.3 "Wechselwirkungen zwischen Kontaktlinsen, Kontaktlinsenpflegemitteln und Arzneimitteln ("Interaction between Contact Lenses, Contact-Lens Cleaners and Medications") pp. 513-514 attached.					
EXAMINER				DATE CONSIDERED			
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.							